

CONNIE STEELMAN, )  
)  
Plaintiff, )  
)  
v. ) No. 4:12CV114 TIA  
)  
F & J SALEM, LLC, d/b/a )  
CROWLEY HOME CENTER, )  
)  
Defendant. )

This matter is before the Court on Defendant's Motion to Compel Deposition (Doc. No. 29).

The parties consented to the jurisdiction of the undersigned pursuant to 28 U.S.C. § 636(c).

On June 13, 2013, Defendant filed a motion to compel Plaintiff's deposition, indicating that it made several attempts to communicate with the *pro se* Plaintiff in order to schedule Plaintiff's deposition. However, Plaintiff did not respond with any available dates. Subsequently, Defendant sent a letter and Notice of Deposition to Plaintiff via email and postal mail, setting her deposition for June 5, 2013 in St. Louis, Missouri. Plaintiff failed to appear at the scheduled deposition, despite the

fact that Defendant accommodated her request to not schedule depositions during the winter months due to her disability.

In its motion, Defendant requests that this Court order Plaintiff to show cause for her failure to attend the noticed deposition and order Plaintiff to appear for deposition. Plaintiff has failed to file a response in opposition to the motion to compel, and the time for doing so has expired. The Court finds that an order to show cause is appropriate in this matter, as Plaintiff has been non-responsive to Defendant's correspondence and has failed to comply with discovery deadlines ordered by this Court.

Accordingly,

**IT IS HEREBY ORDERED** that Defendant's Motion to Compel (Doc. No. 29) is **GRANTED** to the extent that the Court will issue a show cause order to Plaintiff.

**IT IS FURTHER ORDERED** that Plaintiff shall show cause, in writing and no later than **July 10, 2013**, why she has failed to comply with Defendant's Notice of Deposition and with this Court's Case Management Order. Failure to do so will result in dismissal of this action.

/s/ Terry I. Adelman  
UNITED STATES MAGISTRATE JUDGE

Dated this 25th day of June, 2013.